

# DISTRICT ATTORNEY KINGS COUNTY

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> [INSERT NAME] Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]

Kings County Dkt./Ind. No. [#######]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: SIMON RASHID

MOS TAX:

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move <u>in limine</u> to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

### Disclosure # 1:

ON JUNE 15, 2016, DETECTIVE SIMON RASHID, SHIELD NUMBER 173, WAS ARRAIGNED IN TARRYTOWN VILLAGE COURT UNDER DOCKET NO. SP16050045, CHARGING HIM WITH OPERATING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL (VTL 1192(3)), DRIVING THE WRONG DIRECTION ON A ONE-WAY STREET (VTL 1127(A)), AND DISOBEYING THE INSTRUCTIONS OF A TRAFFIC CONTROL DEVICE (VTL 1110(A)). THE CHARGES ARE BASED ON THE FOLLOWING ALLEGED CONDUCT: ON APRIL 30, 2016, AT APPROXIMATELY 2:34 A.M., DETECTIVE RASHID, WHILE OFF-DUTY, WAS OBSERVED DRIVING NORTHBOUND IN THE SOUTHBOUND LANES ON THE INTERSTATE NEAR THE TAPPAN ZEE BRIDGE. WHEN HE WAS STOPPED, NYS TROOPERS FOUND THAT DETECTIVE RASHID WAS INTOXICATED. HE REFUSED TO SUBMIT TO A BREATH TEST AFTER HIS ARREST.

ON OCTOBER 11, 2017, DETECTIVE RASHID PLEADED GUILTY TO OPERATING A MOTOR VEHICLE WHILE ABILITY IMPAIRED (VTL 1192[1]) IN SATISFACTION OF ALL CHARGES, AND WAS SENTENCED TO A ONE-YEAR CONDITIONAL DISCHARGE AND PAYMENT OF A FINE. HE WAS ALSO MANDATED TO PARTICIPATE IN A DRUNK DRIVING PREVENTION PROGRAM AND HAD HIS LICENSE SUSPENDED FOR 90 DAYS.

#### Disclosure #2:

IN RELATION TO DISCLOSURE #1 ABOVE, MOS RASHID PLED GUILTY TO THE FOLLOWING NYPD DEPARTMENTAL CHARGES:

- MOS RASHID, WHILE OFF-DUTY AND ASSIGNED TO POLICE LABORATORY, ON OR ABOUT APRIL 30, 2016, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, OR DISCIPLINE OF THE DEPARTMENT, IN THAT, SAID DETECTIVE WRONGFULLY OPERATED A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICANT.
- 2. MOS RASHID, WHILE OFF-DUTY AND ASSIGNED TO POLICE LABORATORY, ON OR ABOUT APRIL 30, 2016, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, OR DISCIPLINE OF THE DEPARTMENT, IN THAT, SAID DETECTIVE WRONGFULLY OPERATED A MOTOR VEHICLE WHILE HIS ABILITY TO DO SO WAS IMPAIRED BY THE CONSUMPTION OF AN INTOXICANT.
- 3. MOS RASHID, WHILE OFF-DUTY AND ASSIGNED TO THE POLICE LABORATORY, ON OR ABOUT APRIL 30, 2016, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, OR DISCIPLINE OF THE DEPARTMENT, IN THAT, SAID DETECTIVE WRONGFULLY OPERATED A MOTOR VEHICLE NORTHBOUND WHILE TRAVELING IN THE SOUTHBOUND LANES OF INTERSTATE 87 FOR APPROXIMATELY FIVE MILES.
- 4. MOS RASHID, WHILE OFF-DUTY AND ASSIGNED TO THE POLICE LABORATORY, ON OR ABOUT APRIL 30, 2016, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, OR DISCIPLINE OF THE DEPARTMENT, IN THAT, SAID DETECTIVE REFUSED TO SUBMIT TO A BREATHALYZER TEST.
- MOS RASHID, WHILE OFF-DUTY AND ASSIGNED TO THE POLICE LABORATORY, ON OR ABOUT APRIL 30, 2016, WRONGFULLY CONSUMED AN INTOXICANT TO THE EXTENT THAT SAID DETECTIVE WAS UNFIT FOR DUTY.

CASE STATUS: CLOSED ON 03/28/2018

PENALTY: ONE YEAR DISMISSAL PROBATION, FORFEITURE OF 31 DAYS OF PRE-TRIAL SUSPENSION AND PAY, SUSPENDED WITHOUT A PAY AND BENEFITS FOR 19 DAYS, AND FORFEITURE OF 15 VACATION DAYS.

#### Disclosure # 3:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Mark Yorrick et al	714863/2016	Sup. Ct. Queens Cty.	5-1-14	1-2-18	Settlement without admission of fault or liability
Ricardo Brown	08-CV-4515	E.D.N.Y.	11-7-08	12-30-10	Settlement without admission of fault or liability

IN ADDITION, BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

## Disclosure #4

CCRB Case: 200806368 Report Date: 05/06/2008

## Disclosure #5

CCRB Case 201810812 Report Date: 12/31/2018 Incident Date: 12/14/2018

SUBSTANITIATED CCRB ALLEGATIONS:

1. Force – Physical Force Disposition: NYPD issued A-CD

OTHER MISCONDUCT NOTED:

2. OMN—Other Misconduct—OM

Disposition: NYPD issued A-CD

Eric Gonzalez District Attorney Kings County